

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(Richmond Division)**

<b>In re:</b>	)	
	)	
<b>CIRCUIT CITY STORES, INC., et al.,</b>	)	<b>Case No.: 08-35653-KRH</b>
<b>Debtors.</b>	)	<b>(Chapter 11)</b>
	)	

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that on February 25, 2009, at 2:00 p.m., the movant, Schimenti Construction Company, LLC (“Schimenti”), and respondent, North Plainfield VF LLC (“North Plainfield”) will be heard on Schimenti’s *Motion for 2004 Examination of North Plainfield VF LLC*; North Plainfield’s *Objection to and Motion to Quash with Supporting Memorandum of Law Schimenti Construction Company, LLC’s Motion for 2004 Examination of North Plainfield VF LLC and Request for Production of Documents* (the “Objection and Motion”), and any other related pleadings thereto.

**Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.) Under *Local Bankruptcy Rule* 4001(a)-1, the Court may deem any opposition waived, treat the *Objection and Motion* of North Plainfield as conceded, and issue an order granting the requested relief without further notice or hearing unless a written response to the *Objection and Motion* of North Plainfield is filed with the Clerk of Court and served on the moving party, the Trustee, and those parties as required, no later than the response deadline, and you take the following steps set forth below.

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Lisa Taylor Hudson, Esquire – VSB #45484  
C. Thomas Ebel, Esquire – VSB #18637  
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*Local Counsel for North Plainfield VF LLC*

If you do not want the Court to sustain and grant the *Objection and Motion* of North Plainfield, or if you want the Court to consider your views on the *Objection and Motion* of North Plainfield, then you or your attorney must:

1. File with the Court, either electronically or at the address shown below, a written response pursuant to the *Local Bankruptcy Rules*. If you mail your written response to the Court for filing, you must mail it early enough so the Court will receive it on or before February 23, 2009.

William C. Redden, Clerk  
United States Bankruptcy Court  
Eastern District of Virginia, Richmond Division  
701 E. Broad Street  
Suite 4000  
Richmond, Virginia 23219

You must also deliver a copy to all parties on the Certificate of Service below and to:

Lisa Taylor Hudson, Esquire  
Sands Anderson Marks & Miller, P.C.  
801 E. Main Street, Suite 1800  
(P.O. Box 1998)  
Richmond, Virginia 23219 (23218-1998)

2. Attend the hearing scheduled for **February 25, 2009 at 2:00 p.m.** before The Honorable Kevin R. Huennkens, U.S. Bankruptcy Court, Eastern District of Virginia, Richmond Division, Room 5000, United States Courthouse, 701 E. Broad Street, Richmond, Virginia 23219. This matter has been set upon that docket (at the docket's end for contested matters) by the agreement of the counsel for North Plainfield VF LLC, Schimenti Construction Company, LLC, and the Debtors. The Debtors are not involved in this matter and hearing, but are aware of same and consent to it being added to the docket.

If you or your attorneys do not take these steps, the Court may decide that you do not oppose the relief sought in the *Objection and Motion* of North Plainfield, may deem any opposition waived, treat the

*Objection and Motion* of North Plainfield as conceded, and enter an order granting the requested relief without further notice of hearing. Please govern yourselves accordingly.

**Dated: February 19, 2009**

**Respectfully Submitted,**

**NORTH PLAINFIELD VF LLC,**

**By Counsel**

/s/ Lisa Taylor Hudson

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 19th day of February, 2009, a true and accurate copy of the foregoing was electronically filed with the Clerk of the Bankruptcy Court for the Eastern District of Virginia, Richmond Division, using the CM/ECF system, which thereby caused the above to be served electronically on all registered users of the ECF system that have filed notices of appearance in this matter, and was mailed, by U.S. Mail, first class, postage prepaid, to all persons on the Service List below:

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